IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Civil Contempt Petition No. 317 of 2001

Mukul Chandra Joshi Son of Sri Amba Datt Joshi, R/O Village Gunipur Bhona, P.O. Lamachaur, Haldwani, District Nainital.

…… Petitioner.

Versus

1. Sri Sohan Lal, Additional Secretary Bhumi Sansadhan Vibhag holding the charge of Secretary Revenue Department, Uttaranchal Shasan, Dehradun.
2. Sri Rakesh Sharma, Commissioner Kumaun Division, Nainital.
3. Sri B.C.Chandola District Magistrate Udham Singh Nagar.
4. Sri K.C.Pant, Additional District Magistrate (Finance & Revenue) District Udham Singh Nagar.
5. Sri S.K.Sharma, Sub Divisional Magistrate Khatima, District Udham Singh Nagar.

... Respondents

Sri Manoj Tiwari learned counsel for the petitioner.
Sri Nand Prasad, learned Standing Counsel for the State-respondents.

Dated November 08, 2006

Hon'ble B.S.Verma, J.

This petition has been filed by the petitioner for punishing the respondents for willful disobedience of the order dated 6-10-2001 passed by this Court in Writ Petition No. 4561 (S/S) of 2001 Mukul Chandra Joshi Vs. State and others, whereby interim order was passed to the effect that the petitioner shall be allowed to continue to work if any person junior to petitioner is working.

Counter Affidavits have been filed by the respondent-O.P. Nos. 2 to 5. In the Counter Affidavit filed by the Commissioner, Kumaun Division it has been stated that in compliance of Court's order, the then District Magistrate Udham Singh Nagar vide his order dated 28-12-2001 had appointed the petitioner as Seasonal AWBN on temporary basis in Tehsil Kashipur and the respondent no.4 had communicated the appointment order to the petitioner. Copy of order passed by the

Similar averments have been made in the Counter Affidavits filed by other respondents to show that the order of this Court dated 6-10-2001 had been complied with.

The order passed by this Court has already been complied with by the respondents. There is no need to proceed further in the matter.

Accordingly, the contempt petition is dismissed and the notices issued to the respondents are discharged.

(B.S.Verma, J.)

RCP